

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

ERICA WILLIS STEELE, )  
                          )  
Plaintiff,            )  
                          ) Cause No. 07C-6440  
and                    )  
                          )  
APL LOGISTICS,        )  
                          )  
Defendant.            )

**MOTION TO AMEND COMPLAINT**

NOW COMES the Plaintiff, ERICA WILLIS STEELE, by her attorneys, SPESIA, AYERS & ARDAUGH, and for her motion to amend her Complaint, instanter, against the Defendant , APL LOGISTICS, states as follows:

1. Pursuant to Rule 15 of the Federal Rules of Civil Procedure, a party may amend the pleading by leave of court and states that such leave shall be freely given when justice so requires. FRCP 15.
2. Plaintiff's First Amended Complaint, attached hereto, does not change the factual basis of the Complaint nor add additional Defendants, it merely pleads damages with more specificity than the original complaint as required by Federal Rule of Civil Procedure 9(g).
3. Damages added to the First Amended Complaint, including attorneys fees and punitive damages, were disclosed as part of Plaintiff's Rule 26(a)(1) disclosure (Exhibit "A") and therefore Defendant does not suffer surprise.

WHEREFORE, Plaintiff, ERICA STEELE, asks this Court for leave to file her First Amended Complaint, instanter, and for any other relief this Court deems necessary.

Respectfully Submitted:

By: /s/ Mark A. Lichtenwalter  
Attorney for Plaintiff

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